

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Graham *et al.*
Application No: Not available
Filed: 10/17/2001
Title: ADENOVIRUSES FOR CONTROL OF GENE EXPRESSION
Docket No: AdVec10IA-C5A

To: Honorable Assistant Commissioner for Patents
 Washington, D.C. 20231

PRELIMINARY AMENDMENT UNDER 37 CFR 1.115

Dear Sir:

Please amend this application as follows:

IN THE SPECIFICATION

Please replace the paragraph beginning on page 1, line 7, with the following rewritten paragraph:

--This application is a continuation of copending application serial no: 09/415,899, filed October 8, 1999, pending, which is a continuation-in-part of copending application serial no: 08/486,549, filed June 7, 1995, now U.S. Patent No. 6,120,764. The benefit of priority under 35 USC §120 is claimed for all of the foregoing applications. --

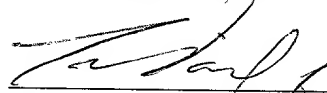
REMARKS

This Preliminary Amendment is made in order to comply with 37 CFR 1.78, effective November 29, 2000. It is noted that the specification provided herein is the specification

of U.S. application number 08/486,549, which was properly incorporated by reference into copending U.S. application number 09/415,899 (on page 4, lines 6-11).

The Examiner is invited to call the undersigned if clarification is needed on any aspect of this Preliminary Amendment.

Respectfully submitted,



Timothy H. Van Dyke
Patent Attorney, Reg. No. 43,218

Address:
Van Dyke & Associates, P.A.
1630 Hillcrest Street
Orlando, FL 32803

Phone No: 407-228-0328

Fax No: 407-228-0329

VERSION WITH MARKINGS TO SHOW CHANGES MADE

In the specification:

The paragraph beginning at line 7 of page 1 has been amended as follows:

[This application is a continuation-in-part of copending parent application serial no. 09/263,650, filed on March 5, 1999.] This application is a continuation of copending application serial no: 09/415,899, filed October 8, 1999, pending, which is a continuation-in-part of copending application serial no: 08/250,885, filed May 31, 1994, now U.S. Patent No. 6,120,764. The benefit of priority under 35 USC §120 is claimed for all of the foregoing applications.